

EXHIBIT H

Declaration of Mark Sessa

THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

ANTHONY SESSA AND MARK SESSA,
individually and on behalf of all others similarly
situated,

Plaintiffs,

vs.

ANCESTRY.COM OPERATIONS INC., a
Virginia Corporation; ANCESTRY.COM, INC.,
a Delaware Corporation; ANCESTRY.COM
LLC, a Delaware Limited Liability Company,

Defendants.

DECLARATION OF MARK SESSA

I, Mark Sessa, hereby declare as follows:

1. I am a plaintiff in the above-captioned action. I am currently a resident of Nevada.

2. On October 11, 2022, I sat for a deposition in this matter. If called upon again to
testify, I could and would testify to all facts relevant to this action within my personal knowledge.

3. Ancestry never requested my consent to use my name and photograph, and I never
provided any consent to Ancestry.

4. I am not a paying subscriber, free trial user, or registered account holder with
Ancestry.com. I have never agreed to a Terms of Service from Ancestry.com. To the best of my
knowledge and recollection, I have never visited www.ancestry.com.

5. I am a proposed Class representative in this lawsuit. As a Class representative, I
understand I represent a Class of other persons whose names and likenesses also appear on the

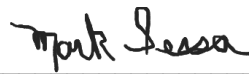
1 Ancestry.com website without their consent. I understand that I must consider the interests of other
2 Class members in pursuing my claims.

3 6. As part of my duties as a Class representative, I reviewed the Complaint and various
4 discovery responses to ensure the accuracy of the facts as they related to me. I sat for a deposition.
5 I understand that I may need to further assist in preparing discovery requests and producing
6 documents and materials. I understand I may be called to testify in this case at trial. I am willing
7 and able to fulfill my duties as Class representative.
8

9 7. If this case were not certified as a Class action, it would not be feasible for me to
10 pay an attorney to bring an individual lawsuit to pursue my claim.

11 I declare under penalty of perjury under the laws of the United States of America that the
12 foregoing is true and correct to the best of my knowledge.
13

14 Executed this 6 day of December, 2022.
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17 _____

18 Mark Sessa
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